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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION EIGHT

GRANT KELLER et al.,

Plaintiffs and Appellants,

v.

CALIFORNIA HIGHWAY PATROL et  
al.,

Defendants and Respondents.

B201064

(Los Angeles County  
Super. Ct. No. SC086615)

ORDER MODIFYING OPINION AND  
DENYING PETITION FOR REHEARING  
[No change in judgment]

GOOD CAUSE appearing, the opinion filed in the above entitled matter on June 26, 2009, is modified as follows:

On page 8, footnote 7, the last sentence of the footnote which reads: “Appellants make no claim that the present Chapter 5 pursuit policy filed with the court materially varies from that considered in the three appellate cases cited in the text.” should be deleted and replaced with “Appellants claim that the present Chapter 5 pursuit policy filed with the court materially varies from that considered in the three appellate cases cited in the text but do not expound upon that claim.”

No change in judgment.

Petition for rehearing is denied.

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RUBIN, ACTING P. J.

BIGELOW, J.

BAUER, J.\*

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\* Judge of the Orange Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.